

## DEPARTMENT OF ADMINISTRATIVE REFORMS

## Order

The 11th May, 2012

**No.5/7/2012-1AR.**—In pursuance to the notification issued *vide* memo No.5/7/2012-IAR dated 11 May, 2012 by the Government of Haryana in the Department of Administrative Reforms, the Governor of Haryana is pleased to direct that the Search Committee shall comprise the following:

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| (a) The Chief Secretary, Haryana   | Chairman |
| (b) Lt. Gen.(Retd.) Dr. D.D.S. Sandhu<br>Vice Chancellor, Kurukshetra University | Member   |
| (c) Sh. Sarban Singh, IAS<br>Financial Commissioner, Haryana                     | Member   |

2. Unless ordered separately to be otherwise, the Member listed at (b) shall be a Member by name till the person continues as the Vice Chancellor, Kurukshetra University and the Member listed at (c) shall be a member by name.

P. K. CHAUDHERY,  
Chief Secretary to Government Haryana,  
Administrative Reforms Department.

## DEPARTMENT OF ADMINISTRATIVE REFORMS

The 11th May, 2012

**No.5/7/2012-IAR.**—The Governor of Haryana is pleased to direct that a Search Committee shall henceforth assist the Statutory Committee under the Right to Information Act (the Act) while firming up its recommendations for appointment of Chief/Information Commissioner(s) (C/ICs) pertaining to the State Information Commission of Haryana. The Governor of Haryana is further pleased to direct that the said Search Committee shall function subject to the following:

- (i) The Search Committee shall consist of a Chairman and as many other members as are appointed as such by the Government. The Chairman and, as the case may be, the Member(s) shall enjoy the privilege of being as such till the pleasure of the Government.
- (ii) The Search Committee of the day shall devise its own principles while arriving at the procedure and criterion adopted by it while making suitable recommendations and furnishing requisite details/materials supporting the suitability of the recommended candidates to be placed before the Committee competent to make recommendations in terms of the Act for its consideration. There would be no requirement to adopt a fixed set of said principles, procedure and criterion to be adopted and the Search Committee in its own wisdom may fix and/or vary the said principles, procedure and criterion at any time. However, the guidelines suggested/directions given by the Hon'ble High Court of Punjab & Haryana (CWP No. 14107 of 2011 H.C. Arora *Vs.* State of Punjab and others) must always be scrupulously adhered to by it while doing so.
- (iii) The Search Committee shall recommend three times as many names as the vacancies notified to it to be considered for being filled up. In the case of any deviation on this count, the Search Committee shall unanimously certify to the Committee competent to make recommendations in terms of the Act and the Government that despite their most earnest efforts they are unable to identify and endorse any more suitable persons. However, the vacancies notified to the Search Committee may be withdrawn, reduced, altered or increased at any point in time prior to the actual appointment of C/ICs by the Government at its pure discretion. In the event it is increased after the submission of the report/recommendation of the Search

Committee, the Search Committee shall conduct a search or rely upon its search out of which the recommendees were selected to fulfill the gap in the number of recommendations consistent with this clause. But in case the number of vacancy is reduced, there would be no need to seek the recommendation of the Search Committee afresh and the Committee competent to make recommendations in terms of the Act shall consider all the persons recommended by the Search Committee at first place.

- (iv) The Committee competent to make recommendations in terms of the Act shall be at liberty to select as many persons as it deem suitable for being recommended to be appointed as Chief/Information Commissioners out of the recommendations so received from the Search Committee and shall not be bound to make all the requisite recommendations out of the recommendations so received from the Search Committee. The Committee competent to make recommendations in terms of the Act may, if it deems so to do as fit, shall be at liberty to adopt no or less than the requisite number of vacancy as notified to the Search Committee as fit to be recommended by it for being appointed as Chief/Information Commissioner(s) out of the recommendations received from the Search Committee. In all such cases, the Search Committee prevailing at the relevant point in time shall conduct a fresh search for filling up the remaining vacancies.
- (v) The Committee competent to make recommendations in terms of the Act or, as the case may be, the Government, may, if it deems it to be fit, require the Search Committee to revisit the principles, procedure and criterion adopted by it and may require the Search Committee to delete, include or vary them as suggested by it and to adhere to such suggestion shall be binding on the Search Committee.
- (vi) The Committee competent to make recommendations in terms of the Act or, as the case may be, the Government, shall retain the prerogative to forward names of persons to be considered by the Search Committee as candidates in the process of making its recommendations and the Search Committee shall consider all such names on their own merit positively.
- (vii) The Government shall have the competence to change or vary any/all the conditions constituting these procedures at its discretion and at any time.
- (viii) The Office of Chief Secretary Haryana or any other office/officer appointed by the Chief Secretary shall provide Secretarial assistance to the Search Committee.

P. K. CHAUDHERY,  
Chief Secretary to Government Haryana,  
Administrative Reforms Department.

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The 11th May, 2012

No. 5/7/2012-IAR.—In pursuance to the notification issued *vide* Memo No.: 5/7/2012-1AR dated 11th May, 2012 by the Government of Haryana in the Department of Administrative Reforms, the Governor of Haryana is pleased to notify to the Search Committee and the statutory Committee to make recommendations for appointment of the Chief/Information Commissioner(s) under the Right to Information Act for the State Information Commission of Haryana that it is intended to fill up three vacancies of Information Commissioners as expeditiously as possible.

2. Necessary action/process may accordingly be initiated by all concerned.

P. K. CHAUDHERY,  
Chief Secretary to Government Haryana,  
Administrative Reforms Department.